

04-28-05 15 1617
Application No.: 10/505,468

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Docket No.: 03725/0201718-US0



(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Takusaburo Ebina et al.

Application No.: 10/505,468

Confirmation No.: 8915

Filed: August 20, 2004

Art Unit: 1617

For: FRACTION ADSORBED BY AN ANION
EXCHANGE RESIN FROM EXTRACTS OF
TRICHOLOMA MATSUTAKE, IMMUNE
ENHANCING AGENT, AND AGENT FOR
PROMOTING RECOVERY FROM STRESS

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. Copies of the documents listed on the PTO SB/08 are enclosed. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

Reference CB was cited in a Supplementary Partial European Search Report in the counterpart European patent application (EP 03707010.9) to the present application. A copy of the Search Report is attached and listed as reference CA on the PTO SB/08.

This Information Disclosure Statement is filed before a first Office Action on the merits. Accordingly, no fee is believed due. If, however, the Examiner determines that a fee is due, the Commissioner is authorized to charge it up to \$300.00 to Deposit Account No. 04-0100.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is “prior art” for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Dated: April 26, 2005

Respectfully submitted,

By.

Jay P. Lessler

Registration No.: 41,151

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PTO/SB/08a/b (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	10/505,468-Conf. #8915
				Filing Date	August 20, 2004
				First Named Inventor	Takusaburo Ebina
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	03725/0201718-US0

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA				

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	BA					

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA	Supplementary Partial European Search Report - Dated March 14, 2005 for EP 03707010.9-2107-JP0301979	
	CB	XP-001069204, Wang et al., Life Sciences Vol. 57, No. 3, pp. 269-281 (1995).	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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Application No. (if known): 10/505,468

Attorney Docket No.: 03725/0201718-US0

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IDS (Citation) by Applicant (2 References) (1 p.)
Information Disclosure Statement (1 p.)